IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 109 OF 2007

IN

WRIT PETITION NO. 3067 OF 2005

Bhagwan Shivram Gupte. .. Petitioner.

vs.

The Union of India

& Ors. .. Respondents.

Mr. P.L. Mahadik for petitioner.

Ms. Anamika Malhotra for Respondents.

..

Coram: J.N. PATEL &,

S.C. DHARMADHIKARI, JJ.

Date: 2nd March, 2007.

P.C.

. This notice of motion has been taken out for restoration of the petition which has been dismissed for non-removal of office objections. There is also a delay in taking out the notice of motion. Notice has been given to the respondents. The respondents leave it to the Court.

2. We find that the petitioner has not been diligent. Therefore, we are inclined to restore the petition subject to payment of costs of Rs. 500/-. The learned counsel for the respondents submits that the same may be deposited in the account of High Court Legal Aid Committee.

3. Notice of motion is made absolute in terms of prayer clause (a) subject to the petitioner depositing a sum of Rs. 500/- in the account of the High Court Legal Aid Committee.

4. We are informed that all the office objections now stand removed. The statement is accepted.

5. Petition be listed for admission in due course.

(J.N. Patel, J.)

(S.C. Dharmadhikari, J.)